IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

PRESENT:
THE HON'BLE SMT JUSTICE T.MEENA KUMARI
&
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO :15300 of 2007

DATED:7.8.2007.

Between:
The State of A.P. rep by its Secretary, Transport,
Secretariat Buildings, Hyderabad & others.

.....PETITIONERS

AND

Ramesh Rathod, Asst. Motor Vehicles Inspector

.....RESPONDENT

THE HON'BLE SMT JUSTICE T.MEENA KUMARI
&
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO:15300 OF 2007

ORDER: (Per the Honourable Smt.Justice T.Meenakumari)

This writ petition is filed by the petitioner seeking to call for the records pertaining to the order of the tribunal, dated 18.10.2006 in O.A.4243 of 2006 and set aside the same.

The respondent is the applicant. On the O.A.4243 of 2006 filed by the applicant seeking to declare the proceedings of the Transport Commissioner, A.P. Hyderabad in Rc.No:2583/V3/2005, dated 10.7.2006 whereby the applicant is placed under suspension on the ground that the enquiry is contemplated under criminal charge while no criminal case is booked against the applicant purporting to act under sub rule (1) of Rule 8 of C.C.A (CCS) Rules as arbitrary and illegal and set aside the same, the tribunal having observed that in view of the fact that the impugned order of suspension has been issued by the disciplinary authority on the directions given by the appellate authority vide Memo No:3718/Vig.III.1/2005-2, dated 7.7.2006, the said order is liable to be set aside, allowed the O.A. Having aggrieved by the same, the present writ petition is preferred by the respondents.

While issuing notice before admission, this Court has granted interim suspension of the order of the tribunal for a period of four Weeks.

It is also pertinent to note that in pursuance of the orders of the tribunal, the applicant has been reinstated into service during the month of January, 2007 and accordingly, he is now being continued.

In the present facts and circumstances of the case and in view of the fact that pursuant to the order of the tribunal, the applicant is reinstated and is being continued, without expressing any opinion on the merits of the case, We feel it appropriate to direct the respondents-authorities to complete the disciplinary proceedings, if any pending against the applicant, within a period of three (3) months from the date of receipt of a copy of this order, in accordance with law.

Subject to the above observation, this W.P. is disposed of. No order as to costs.

(JUSTICE T.MEENAKUMARI)

Date:7th August, 2007

(JUSTICE G.CHANDRAIAH)

gurc/nn

THE HON'BLE SMT. JUSTICE T.MEENA KUMARI
&
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

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WRIT PETITION NO:15300 of 2007

(Order delivered by the Honourable Smt.Justice T.Meena Kumari)

7th August, 2007.